P.R. No. 913/06
Presented by Kaushal Agrawal
Dated 17/2/06

C.S.1006 (1) (3)
SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION NO. 1522/2006

Lekh Ram Thakur,
S/o- Late Ramji Lal Thakur,
Aged about 39 years,
R/o-Village – Garka,
P.O. – Bhimkanhar, Tehsil – Dondi Lohara,
Distt. Durg,
Chhattisgarh. **PETITIONER**

VERSUS

1. State of Chattisgarh,
Through-Secretary,
Deptt. Of General Administration,
Mantralaya, Raipur,
Chhattisgarh.

2. Secretary,
Deptt. of Education,
D.K.S. Bhawan, Mantralaya,
Raipur,
CG.

3. Commissioner,
Tribal Welfare, Raipur,
C.G.

4. Assistant Commissioner,
Tribal Welfare, Rajnandgaon,
Distt. Rajnandgaon, C.G. **RESPONDENTS**

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17-2-06
CLERK to A.G. BILASPUR

OATH COMMISSIONER
APARNA MAHTA
CG-20-2006
Bilaspur Chhattisgarh

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT IN THE NATURE OF MANDAMUS, CERTIORARI ETC.

XI-HC-22

(40)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

WP-1522/2006

आदेश पत्रक

WP (PIL) 913/06

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	21-3-2006 Shri Pankaj Shrivastava, counsel for the petitioner. Shri Satish Gupta, Dy. Govt. Advocate for the State of Chhattisgarh. The case is listed for orders on default of non-filing of legible copies. The default is condoned. Office is directed to register the case. Heard. Learned counsel for the petitioner submits that the petitioner's father, who was working as Head Master in Government Primary School, Mirche, District Rajnandgaon, died during service period on 16-1-1999 and thereafter the petitioner applied for compassionate appointment which was denied. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20-12-2005. He prays that similar orders may be passed in this case also. Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1-11-1997 strictly in accordance with the policy prevalent at that time. In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of petitioner's father. If the petitioner found eligible, appointment orders will be issued as early as possible preferably within a period of four months from the date of receipt/production of copy of this order. The petitioner is also directed to render due co-operation to the authorities. With the aforesaid observations, this petition stands disposed of. Certified copy as per rules after registering the case. Copy to the State counsel. Sd/- Fakhruddin Judge	
Gowri		

[पीछे देखिये

913/06